

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
NORTHERN DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

Case No. 1:21-cr-20075

v.

Honorable Thomas L. Ludington
United States District Judge

BENJAMIN BRAD KOEPLINGER,

Defendant.

Honorable Patricia T. Morris
United States Magistrate Judge

/

**ORDER ADOPTING REPORT AND RECOMMENDATION, ACCEPTING
DEFENDANT'S PLEA OF GUILTY, AND TAKING RULE 11 PLEA AGREEMENT
UNDER ADVISEMENT**

On March 1, 2022, Magistrate Judge Patricia T. Morris conducted a plea hearing upon Defendant Benjamin Brad Koeplinger's consent, after which Judge Morris issued her Report and Recommendation, recommending that this Court accept Defendant's guilty plea. ECF No. 26.

Although Judge Morris's Report stated that the parties could object and seek review within 14 days of service of the Report, neither party has objected. Therefore, they have waived their right to appeal Judge Morris's finding that Defendant was competent to enter a plea, and that the plea was entered knowingly, voluntarily, without coercion, and with a basis in fact. *See FED. R. CRIM. P. 11(b); Thomas v. Arn*, 474 U.S. 140, 149 (1985).

Accordingly, it is **ORDERED** that the Magistrate Judge's Report and Recommendation, ECF No. 26, is **ADOPTED**.

Further, it is **ORDERED** that Defendant's plea of guilty is **ACCEPTED**, and the Rule 11 Plea Agreement, ECF No. 24, is taken **UNDER ADVISEMENT**.

Dated: March 18, 2022

s/Thomas L. Ludington
THOMAS L. LUDINGTON
United States District Judge